

Board Administration and Regulatory Coordination Unit

Division 3. Air Resources Board

Chapter 9. Off-Road Vehicles and Engines Pollution Control Devices

Article 5. Portable Engine and Equipment Registration

§ 2461. Fees.

(a) The Executive Officer shall assess and collect reasonable fees for registration, renewal, and associated administrative tasks, to recover the estimated costs to the Executive Officer for evaluating registration applications, and issuing registration documentation.

(b) Fees shall be due and payable to the Executive Officer at the time an application is filed or as part of any request requiring a fee.

(c) The owner or operator of a portable engine or equipment unit shall submit fees to the Executive Officer in accordance with Table 3.

(d) An owner or operator of a registered portable engine or equipment unit may, at time of renewal, change from operational to non-operational status by notifying the Executive Officer in writing and paying the applicable fee of \$45.00.

(e) An owner or operator of a non-operational portable engine or equipment unit evaluated for registration eligibility at the time of registration shall be assessed a fee of \$60.00 at the time of application. Prior to switching from non-operational to operational status, the owner or operator shall pay a fee of \$30.00.

(f) An owner or operator of a non-operational portable engine or equipment unit not evaluated for registration eligibility at the time of registration shall be assessed a fee of \$30.00 at the time of application. Prior to switching from non-operational to operational, the owner or operator shall notify the Executive Officer by submitting an application including a fee of \$60.00. The Executive Officer shall verify that the portable engine or equipment unit meets the requirements of this article prior to operation of the portable engine or equipment unit. Misrepresentation of portable engine or equipment unit information and failure to meet the requirements of this article may subject the owner or operator to revocation or suspension of registration and/or penalties under this article.

(g) A district may collect an enforcement inspection fee of \$75.00 one time per calendar year for each registered portable engine or equipment unit inspected, unless for reasonable cause the district performs an inspection leading to determination of non-compliance with this article, or any applicable state or federal requirements. In this instance, the district may charge \$75.00 per portable engine or equipment unit for each inspection necessary for the determination and ultimate resolution of the violation. In no event shall the total fees exceed the actual costs, including staff time, to the district of conducting the investigations and resolving any violations.

(h) If the registration is valid for more than three years, the renewal fee shall be the sum of the standard renewal fee of \$90.00 and a prorated fee of \$30.00 per year based on the number of years the registration exceeds three years.

(i) Failure to pay fees when due may result in penalties. If no fee payment is received within 30 days of written notice, fee penalties ranging from \$15.00 to \$45.00 shall be assessed. Failure to pay within 90 days of written notice may result in cancellation of registration. Canceled registration may be reinstated by reapplying for registration and payment of all penalty fees within 90 days of written notice of cancellation. A portable engine or equipment unit without valid registration is subject to the rules and regulations of the district in which it operates.

(j) The Executive Officer may consolidate renewal fees by prorating the renewal fees of multiple registered portable engines and equipment units.

(k) Fees shall be periodically revised by the Executive Officer in accordance with the consumer price index, as published by the United States Bureau of Labor Statistics.

(l) In lieu of section 2461(g) above, a district may collect a fee, in an amount to be assessed by the district, for costs associated with implementing and enforcing the requirements of 40 CFR Part 60 Subpart OOO for each registered equipment unit subject to Subpart OOO. In no event shall the fee assessed exceed the actual costs, including staff time, to the district for implementing and enforcing Subpart OOO. If for reasonable cause, the district performs an inspection leading to determination of non-compliance with this article, or any applicable state or federal requirements, the district may charge a fee per portable equipment unit for each inspection necessary for the determination and ultimate resolution of the violation. In no event shall the total fees exceed the actual costs, including staff time, to the district of conducting the investigations and resolving any violations.

NOTE: Authority cited: Sections 39600-39601, 41752-41755, 43013(b) and 43018, Health and Safety Code. Reference: Sections 41750-41755, Health and Safety Code.

REFERENCE

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Table 3. Registration and Renewal Fees for
Statewide Registration Program
(Fees are per registered unit except where noted otherwise)

1	Registration	\$90.00
2	Tactical support equipment	
a	Registration of first 25 units (or portion thereof)	\$1,500.00
b	Registration of every additional 50 units (or portion thereof)	\$1,500.00
3	Non-operational portable engines or equipment units	
a	Without initial evaluation	\$30.00
b	With initial evaluation	\$60.00
4	Change of status from non-operational to operational	
a	Where initial evaluation has not been previously completed	\$60.00
b	Where initial evaluation has been previously completed	\$30.00
5	Identical replacement	
6	Equivalent replacement (treated as a new registration, fees are the same as above for new registration)	
7	Renewal	
a	Every 3 years per registered portable engine or equipment unit	\$90.00
b	Pro-rated yearly per registered portable engine or equipment unit	\$30.00
c	Non-operational 3 years (prorated @ \$10/year) per registered portable engine or equipment unit	\$30.00
d	Change of status from operational to non-operational plus non-operational renewal	\$45.00
8	Renewal for tactical support equipment	
a	Renewal of first 25 units (or portion thereof)	\$750.00
b	Renewal of every additional 50 units (or portion thereof)	\$750.00
9	Penalty fee for late payments per registered portable engine or equipment unit	
a	30-60 days after receiving renewal notice	\$15.00
b	60-90 days after receiving renewal notice	\$30.00
c	90 days after receiving renewal notice	\$45.00
10	Modification to registered portable engine or equipment unit	\$15.00
11	Change of ownership per registered portable engine or equipment unit	\$15.00
12	Replacement of registration identification	\$10.00
13	District inspection fee per registered portable engine or equipment unit inspected	\$75.00*

*When multiple registered portable engines or equipment units are inspected at a given source, the district inspection fee shall be equal to the lesser of the actual cost, including staff time, for conducting the inspection or \$75 per registered portable engine or equipment unit inspected.